

AMENDED IN ASSEMBLY MAY 23, 2011

AMENDED IN ASSEMBLY MAY 9, 2011

AMENDED IN ASSEMBLY APRIL 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 720**

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### **Introduced by Assembly Member Hall**

February 17, 2011

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An act to amend Sections 22031 and 22032 of the Public Contract Code, relating to public contracts.

#### LEGISLATIVE COUNSEL'S DIGEST

AB 720, as amended, Hall. Public contracts: uniform construction cost accounting provisions: alternative procedures.

Existing law establishes procedures for local public agencies to follow when engaged in public works projects, and authorizes agencies to elect to become subject to uniform construction cost accounting provisions. Existing law specifies that a board of supervisors or a county road commissioner is not prohibited by those provisions from utilizing, as an alternative, other procedures governing county highway contracts.

This bill would revise the above provision that specifies that a board of supervisors or a county road commissioner is not prohibited from using alternative procedures governing county highway contracts to limit the use of those alternative procedures for maintenance and emergency work *and new road construction and road reconstruction, as provided*.

Existing law authorizes public projects of \$30,000 or less to be performed by the employees of the public agency by force account, negotiated contract, or purchase order.

This bill would increase the amount for which public projects are authorized to be performed by the employees of the public agency as specified above to \$45,000.

Existing law also authorizes public projects of \$125,000 or less to be let to contract by informal procedures, as specified, and requires public projects of more than \$125,000 to be let to contract by formal bidding procedure, except as provided.

This bill would increase the amount for which public projects are authorized to be let to contract by informal procedures to \$175,000, and would increase the amount for which public projects are required to be let by formal bidding procedure to projects of more than \$175,000.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 22031 of the Public Contract Code is  
2 amended to read:

3 22031. Nothing in this article shall prohibit a board of  
4 supervisors or a county road commissioner from utilizing, as an  
5 alternative to the procedures set forth in this article, the procedures  
6 set forth in Article 25 (commencing with Section 20390) of Chapter  
7 1 for ~~maintenance and emergency work~~. *both of the following:*

8 (a) *Maintenance and emergency work.*

9 (b) *New road construction and road reconstruction as long as*  
10 *the total annual value of the new road construction and the road*  
11 *reconstruction does not exceed 20 percent of the total value of all*  
12 *work performed by force account other than maintenance as*  
13 *reported in the Controller's Streets and Roads Annual Report as*  
14 *of January 1 of each year.*

15 SEC. 2. Section 22032 of the Public Contract Code is amended  
16 to read:

17 22032. (a) Public projects of forty-five thousand dollars  
18 (\$45,000) or less may be performed by the employees of a public  
19 agency by force account, by negotiated contract, or by purchase  
20 order.

21 (b) Public projects of one hundred seventy-five thousand dollars  
22 (\$175,000) or less may be let to contract by informal procedures  
23 as set forth in this article.

1     (c) Public projects of more than one hundred seventy-five  
2     thousand dollars (\$175,000) shall, except as otherwise provided  
3     in this article, be let to contract by formal bidding procedure.

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